Preserved

Previous references.

1) S+A 248-06 Sl. 1-3, 10-18, 25+26 +29-31, B. Sep 1907.
2) S+A 324-08 Sl. 7(a), 8, 11 & 14(a) B. June 1909
3) S+A 534-11 Sl. 3, 5, 6, 7, 8, 9+10 B Jany 1914 (S+A)

Later references.

SOA 111-15 Sl 1 & 10, B. Jan 16.

File No. 167- M

Serial Nos 1-3.

1904

17

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1, 2 3

Part B. for Febry 1915

SUBJECT.

Nawab Sher Khan's prayer for the grant of the lapsed share of the deceased Fatehabibi in the State Pension.

1. From Nawab Sher Khan, Honnali
Petn received on 22.8.1914
Prays that the lapsed share of the deceased Fateha Bibi may be restored to him as the whole pension is not be reduced during his life time.

2. From the Dy Commr, Shimoga Dt
No. 203 & 14.10.14
A 152
Recommends that for the reasons given the lapsed share in question may be restored to Nawab Sherkhan.

3. To the Dy Commissioner, Shimoga District.
No. Fl. 3998 & 10.2.1915
observes that orders in G.O. of Sept 1907 were modified by G.O. of June 1909 & a reconsideration of orders is not called for. R. S. 58 and informs that Mr. Sherkhan may be informed accordingly.

H M Sharfuddin
19/2/15.

G.R.S. 11] 1914-15

GENERAL AND REVENUE SECRETARIAT.

(S+A)

NOTES.

File No. 167-14

FILE HEADING.

Honnali Nawab's family

From

Nawab Sherkhan, Honnali, Shimoga Dt

No. Petn. Dated not dated Received 22-8 / 7-9 1914

Diary No. 1005	Enclos. - Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Prays that the lapsed share of the deceased Patcha Bibi in State Pension of Rs202 sanctioned to the above family maybe restored to him and the whole pension not reduced during his life time.

NOTES AND ORDERS.

2 From the Dy Commissioner, Shimoga Dt

No. 209 / R 152 dy 14.10.14.

Recommends that the lapsed share of the deceased Patcha Bibi may be continued to Nawab Sher Khan for reasons given.

NOTES—First Sheet.

GPB—35,000—15 6-12

1005, 1429 2

G. R. S. 12]

General and Revenue Secretariat. | S + A File No. 167 of 1914.

Serial No.

In G.O. of 8 Sep. 1907 a State pension of Rs 202/- p.m. was sanctioned to Nawab Sher Khan for the benefit of himself & his family. In para 3 of this order the share of the deceased Patcha Bibi, in question was specified and in para 5 it is laid down that this pension is liable to re-duction on the death of holder thereof for the time being.

2 The circumstances under which Patcha Bibi's share was separated and a fresh pension payment order issued are given in S + A 324–08, Sl. 7 a & ex.

3. Patcha Bibi having subsequently died her share of pension was ordered to have lapsed to Govt for reasons given in S + A 534–11, Sl. 3 & ex.

4. Though the Mysore State Pension is one that is liable to reduction at each succession, the pension in full was continued to Sher Khan on his father's death

5 As regards the claim of any member of a family to which a pension of hereditary & political nature is sanctioned, the recorded opinion of the Govt advocate is that "the continuance of the pension to the heirs of the last holder is dependent on the

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Para 4 of G.O. No. Fd. 1414-6 of S+A 248-06 of 23-9-1907

U

S+A 257-08
Sl. 1-4
Files 7&8/1909

NOTE—Contn. sheet.

GPB—03,000—15-9-14

General and Revenue Secretariat. | S+A File No. 167 of 1914.

Serial No.	
	'pleasure of Govt and none of his descendants 'can claim any portion thereof as a matter 'of right. In making a distribution of 'the pension among such heirs or descendants 'the Govt are not bound by the Hindu 'Law of inheritance and partition but are 'simply guided by their own policy.'
	6. Whether under the circumstances of
Paper under disposal 1.	the case the petitioner's prayer for ~~the~~ continuance to him of the ~~de~~ lapsed share of Rs 45/- p.m. - supported by the Dy Comm Shimoga ~~Dt~~ is to be granted is a matter for consideration & orders.
Do No. 2	MHM-67 5/11/14
V	7. Pacha Bibi who was in receipt of a pension of Rs 15 died in January 1913 and Sher Khan does not seem to have presented ~~been~~ any claim to her pension then -
	The present application seems to ~~have been~~ an ~~indirect~~ after thought induced by the fact in
V	Jan'y 1914 refusing to continue the pension of Pacha Bibi to some others who claimed it - ~~- -~~ of
	8. The continuance of the pension in full is only an act of grace on the part of Govt ~~and the Nawab can have no claim~~ and there is therefore nothing to prevent Govt

NOTE—Contn. sheet.

GPB—03,000—15-9-14

R. S. 12]

General and Revenue Secretariat. | S & A File No. 167 of 1914.

(4)

Serial No.

Note effecting a reduction.

9 When in the year 1909 separate pension orders were ordered to be issued to Pacha Bibi and others, the Nawab's pension was in effect reduced and if any one of such pensions lapse the party to be benefited is not the Nawab but the Govt. ✓

T

10. The Nawab relies on the order of Sept 1907 which says that the pension in full is continued to Sher Khan and is liable to reduction after his death. But this is to be considered as modified by the subsequent order of 1909 in which separate pension payment orders were issued to others and from this year onwards the Nawab's pension is to be regarded as only 202-58 or Rs. 144/-. The Nawab's claim is therefore to be rejected

S

he. 9.11.

(Gilbert)

Please suggest a draft also according

Dues 23/11

A draft endorsement to the petn is put up. A draft letter as directed is also

4 letters

23.11.14 HMM-67 Bfor

2/12/14 HMM-67 Bfor

(13) Put up tidy draft he 4/12

A tidy draft is put up.

HMM-67 Bfor (Gilbert)

5/12/14

he 5/12

NOTE—Contn. sheet.

GPB—30,000—15-9-14

R. S. 12]

General and Revenue Secretariat. | S + A File No. 167 of 1915

Serial No.

The draft reply thereto by Govt may be approved.

3817
13-1-15

Dewan)

Draft approved by Dewan
6. 2. 15.

Dewan ag Secy
Issue

3 To, The Deputy Commissioner
Shimoga dt
No H. 3998 dt 10. 2. 15
States that the petitioner's pray for the restoration to him of the decea. Patcha Bibi's share in the pension Cannot be granted.

NOTE.—Contn. sheet.

GPB—30,000—15-9-14

DIARY No. 1006

10/4/15
SECTION Gen
FILE No. 167-14
DAFTA No. 1

DEWAN'S OFFICE.
1914
Date of Receipt 22.8.14
Petn. Regr. No 4699

11/7/15

S

J

Nawab Shamsuddin

DEWAN'S OFFICE.
Date of Receipt 26:10.44
Petn. Regr. No 4468

2

T/Rev. H.P.
30/10

ఈ జిల్లాకోర్టులో శిరస్తేదారుగా పనిచేస్తూ మృతి చెందిన మహమద్ రహీముల్లా సాహెబ్

కుమారులగు 1. ఫీర్ సాహెబ్ 2. మీరా సాహెబ్ అనువారు

సమర్పించిన అర్జీ వివరమేమనగా మా తండ్రి

ERY No 1645
10/4/1915
TION

శ్రీరంగపట్టణంలో ఇనాం భూమి 1 ఎకరా 20 సెంట్లు

కొనుగోలు చేసి అనుభవించుచుండెను. ఆ భూమి

ఇష్టపైనం॥ ఫ.ఖ. 1414 — 6
8A 248-06-30 నెం॥ ప్రొసీడింగ్స్ ప్రకారం

విదిలించుకోవడానికి 202 రూపాయలు ప్రభుత్వమునకు

చెల్లించవలసి ఉన్నది. అయితే ప్రొసీడింగ్స్

లో ఈ విషయమును గురించి వ్రాయబడలేదు

కనుక ఈ విషయమును గురించి వ్రాయవలసిందిగా

కోరుచున్నాము. అదియునుగాక మా తండ్రి

సదరు ప్రభుత్వమువారికి

ఒప్పుకొన్నట్లుగా 15 రూపాయలు సాయిబు చెల్లించవలసి ఉన్నది

15 రూ॥ కంటె ఎక్కువ ఉన్నట్లు నమ్మకం తీర్మానించబడ

1904 నుండి ఇనాము భూమి ఆఫీసులో రద్దుచేసి వేయబడి

యుండుటవలన 12-6-1909 నెం॥ ఫ.ఖ. 7422 — 3
8A 324-08-4 నెం॥ ప్రొసీడింగ్స్ ప్రకారం

పట్టా ఫీజు 15 రూ॥ మినహాయించబడినది

ఆలాగున సదరు పట్టా ఫీజు 15 రూపాయలను మాకు

రసందుకై చుంటాం. ఉదరకై కోర్టర్ కొండాకై తా॥ 15-1-911
నేటవరకు $\frac{3386-6}{SA\ III-09-3}$ నెం చేసిన ఆర్డర్లో 2 గీ
చ్యారా దల్లా "For not- directing withdefendant
disbursement of the Shares" ఎందు ఉత్తర్వులో
ఉటంకించదే-

నదరి దాల్లూ భవిష్యత్తులు ఇక్కడ లాంటి
వ్యవహారం ఉంటుంది. ఉద్దేశించిన వస్తువు చేరుటకు
అవసరమైన దల్లాకై ఇచ్చిన 15 రూపాయల అలాంటి లంచాన్ని
నన్ను బెదిరించి కొంత భాగం తిరిగి ఇవ్వమని
ఘనాబిడ్ 29-5-1914 రల్లా వుంటే 20.8.1914
రల్లా ఖాళీ చేయించి కొంటిద్దేశం. ఆబ్జక్షన్
అచ్చటి దారిలంచులల్లా ఉద్దరించిన చొనఃశ్రీ
కు చదివి వినిపించిన్నాడు. నన్ను బెదిరించిన చ్యారా
దలుచుకున్న ఆర్డర్లో కొంత భాగం తిరిగి ఇవ్వమని
చ్యారాకు తెలుపుకొనుటకై-

ఇట్లు నా- Nawab Sheri Khan
37 24.10.1914

GPB—100,000—7-8-13

3

From 1914-15.

The Deputy Commissioner,
Shimoga District.

To

The Offg. Secretary to Govt.
Gen and Rev Depts, Bangalore.

Dated 14th October 1914.

Despatched

Received

General No. 209

No. R 152

Enclosure No. ~~One.~~ Three

Recommends the continuance of full pension of Rs 202/- to Nawab Sher Khan of Honnali.

SERIAL No.
FILE No.
SECTION
DIARY No. 1429
10/4/1915
SECTION S+A
167—14
SERIAL No. 2

4

No. 209 Rev/3.
R 152

Office of the Deputy Commissioner,
Shimoga District.
Dated Shimoga the 14th October 1914.

From

K.Natthan, Esquire., B.A.,
Deputy Commissioner,
Shimoga District.

To

D.V.Narasinga Rao, Esquire., B.A., B.L.,
Offg. Secretary to the Government of Mysore,
General and Revenue Departments,
Bangalore.

Sir,

I have the honour to state that Nawab Mahamed Abdul Nabi Khan of Honnali, who was getting a Mysore State pension of Rs 202/- died in December 1906, and on his death the Government were pleased in their No. Fl.1414-6/S & A 248-06-30 dated 23rd September 1907 to order the continuance of the pension in the name of his son Nawab Sher Khan. The pension was ordered to be continued in full for the present life and Nawab Sher Khan was enjoined to regularly disburse out of this pension, the shares which certain members of the family were receiving from his father viz, S

1. Nawab Alli Khan.	...	...	...	Rs 43/-
2. Patcha Bibi.	...	...	...	Rs 15/-
3. Rustum Alli Khan.	...	...	...	Rs 15/-

It was also mentioned in the Government order referred to above, that the pension was liable to reduction, on the death of the holder for the time being.

2. On the death of Patcha Bibi, holder of a share of Rs 15/- as stated above, one Ismail Khan and two others, claimed Patcha Bibi's share of Rs 15/-. Their claim was rejected by Government in their

order No.Fl. 3223-4/S.&.A 534-11-10 dated 22nd January 1914. At the same time the Government directed that the aggregate amount of the State Pension of Rs 202/- be reduced by Rs 15/-.

3. Nawab Sher Khan addressed to me a communication on the 22nd August 1914 praying that the pension may be continued to him without reduction. He was then furnished with a copy of the Government order of 22nd January 1914 referred above. He has again submitted an application in which he contends that his pension is not liable to be so reduced, the Government having in their order of the 23rd September 1907 directed that the pension of Rs 202/- is not liable to reduction during the life-time of the present holder and that it will be continued in full for the present life. Copies of his original communications, my reply and his present application dated the 11th September 1914 are herewith submitted for perusal.

4. The contention of Nawab Sher Khan, who does not seem to have been given an opportunity to state his case before the Government order of the 22nd January 1914 was passed, is, in my opinion, deserving of favourable consideration. The entire pension of Rs 202/- was being disbursed to the guardians of the present Nawab during his minority, and in accordance with long established practice it was the duty of the pensioner to disburse out of it such shares as were payable to the persons entitled to the same. On account of certain complaints by the sharers during the Nawab's minority, the Government in their Proceedings No.Fl. 7922-3/S.324-08-4 dated 12th June 1909 ordered that the pension to the sharers should be disbursed to them from the Treasury direct. If it were not for this circumstance there would probably have been no occasion for the pension being reduced on the death of one of the sharers. But it appears to me that the Nawab is entitled to the full pension of Rs 202/- subject to the payment of shares due to the sharers. These latter have no independent rights of ~~his~~ their own. If the pension is reduced owing

to the death of the holder, the sharers are not entitled to a continuance of their shares in full, and when any of the sharers dies, the Nawab has to continue to pay the share to the heirs of the deceased person and if there are no heirs, his liability to pay a share ceases, but the pension remains as before. The pension is granted to the Nawab for the benefit of the family and not to the individual members of the family. It should be liable to reduction only on the death of the Nawab and not on the death of any of the members. In this view, I have the honour to recommend that the Government may be pleased to reconsider the order of 22nd January 1914 and to allow the full pension of Rs 202/- hitherto enjoyed by Nawab Sher Khan to be continued, subject of course to the claims of the remaining sharers. I may be permitted to add that the present Nawab is a young man of estimable character and disposition, respected by his community and the people of the taluk generally, and maintains the honourable traditions of his family, and that he is deserving of the most generous and favourable treatment possible at the hands of the Government.

I have the honour to be,

Sir,

Your most obedient servant,

Treasury Assistant Commissioner,

For Deputy Commissioner,

Shimoga District.

SHR. (Absent from Head Quarters.)

7

Copy of petition dated 11th September 1914 from Nawab Sher Khan Jamand, Nawab of Honnali to the Deputy Commissioner, Shimoga District.

In continuation of my last memorial, I have the honour to approach you with the following humble representation :-

As para 5. Government order No. F.L. 144-6/S.&.A. 248-06-30 of 23rd September 1907, I am the holder of the full pension of Rs 202/- and I have been directed therein to regularly disburse the shares payable to the other members of the family.

Owing to the ill feeling that existed between my guardians and other members of the family, separate pension payment order was passed during my minority though my guardians were willing to do as directed by the Government order.

Even in the face of the Government order to the effect that the pension of Rs 202/- is not liable to reduction during the life time of the present holder, a sum of Rs 15/- is being with-held on the score that one Pacha Bi, who was in receipt of Rs 15/- out of my full State Pension of Rs 202/- died. This with-holding of Rs 15/- by reason of Pacha Bi's death is nothing but a plain item of reduction out of my full pension of Rs 202/- which is not liable to any reduction during my life time.

Besdies, it is plain that the increase of pension is not expected with the increase of family under the peaceful order of things. Now the cost of living is abnormally high. I have to maintain my increased family in strict conformity with the standard rates and as such this with-holding of Rs 15/- by reason of the death of Pacha Bi, may kindly be modified in my favour, as I am the present holder of Rs 202/- State Pension not liable to reduction during my life time.

I have etc.,

Sd/-. Nawab Sher Khan Jamand.

Nawab of Honnali.

" Copy "

Deputy Commissioner,

Shimoga District.

SHR.

శ్రీ వేటపాలెం తాలూకా కోర్టు ఫీజ్ స్టాంపులు అమ్మడానికి నెండి ఇచ్చారని

దస్తావేజు నామా -

ఈ దస్తావేజు నామా ఎవరనగా మా సంస్థానం వేటపాలెం పట్టణంలో బజారు వీధిలో కాపురం ఉండే మా సంస్థాన దివాన్ గారు శ్రీమత్ రాజా రావు వేంకటాచలపతి అప్పారావు బహద్దరు వారి పక్షాన వ్రాయించి ఇచ్చేది ఏమనగా -

మీరు మా సంస్థానంలో ఫీజ్ స్టాంపులు అమ్మడానికి మీకు 23-9-1907 వ సంవత్సరం ఇచ్చిన File 1414-6 / 248-06-30 నెంబరు లైసెన్సు ప్రకారం మీరు మా వద్ద నుండి ఫీజ్ స్టాంపులు 2000 రూపాయలు విలువ చేసే స్టాంపులు కొని తీసుకొని వెళ్ళి మీ దుకాణంలో అమ్ముకొనుటకు ఒప్పుకొని మీ దుకాణం ఉండవలసిన స్థలం మా సంస్థానం వారు నిర్ణయించి ఇచ్చిన ప్రకారం మీరు ఆ స్థలంలో దుకాణం పెట్టుకొని ఫీజ్ స్టాంపులు అమ్ముకొనుచుండగా మీ వద్ద ఫీజ్ స్టాంపులు కొనుక్కొని వెళ్ళిన వారిలో కొందరు ఆ స్టాంపులు అంటించి వ్రాసిన దస్తావేజులు మా వద్దకు తీసుకొని వచ్చి ఆ దస్తావేజులకు అంటించిన స్టాంపులు రద్దు చేయించుకొని వెళ్ళుచుండిరి. ఇదే ప్రకారం మీ వద్ద నుండి 1909 వ సంవత్సరం ఫీజ్ స్టాంపులు కొని తీసుకొని వెళ్ళిన వారిలో కొందరు ఆ స్టాంపులు అంటించి వ్రాసిన దస్తావేజులు మా వద్దకు తీసుకొని వచ్చి ఆ స్టాంపులు రద్దు చేయించుకొని వెళ్ళుచుండిరి. ఈ ప్రకారం మీ వద్ద నుండి

G. R. S. 26]

11

Fin File No. 141-14
Sta File No 167-14
Serial No. 3.

Diary No. of letter replied to

No. R 3998
8/10 Feby/15

General and Revenue Secretariat
( )
, *the* 191 .

To
The Dy. Com^r
Shimoga Dt.

Date of issue 10-2-15

Sir,

Signed by W Shamsunder

With reference to your letter No. 209-R-15-2 dated the 14th Oct. 1914 recommending a reconsideration of G.O. No. R-3223-4-Sta. 534-11-7 dated the 22nd Jan^y 1914 and the continuance to Nawab Sher Khan of the deceased Fatema Bibi's share of the pension granted to the Honnali Nawab's family, I am directed to state that G.O. No. R-1414-6 dated 23-9-1905 Sta. 208-06-30

over.

SUBJECT.

which is cited in support of the present claim of the Nawab as having fixed his pension at Rs 202 per mensem for his life was in effect modified by G. O. No. H. 7922-3 / SHA. 324-08-14 T dated the 12th June 1909 which directed the shares due to the other members of the family to be separately registered and paid independently without the Nawab's intervention.

2. The shares payable out of the pension having been thus separated, there is no reason why when any such share falls vacant it should revert to the applicant instead of lapsing to Govt.

3. Govt. consider that in these circumstances a modification of the order already passed is not called for and I am to request you to inform Mr. Shekhar accordingly.

I have &c.

Sd/- Secy to Govt.

12/1

List of enclosures,

Copied by

Examined by

GPB—25,000—4-3-18